

MINUTES
CML Executive Board Meeting
May 21, 2020, Denver, Colorado
via Videoconference

Board members present: President Liz Hensley, Council Member, Alamosa; Vice President Robert Widner, City Attorney, Centennial; Secretary/Treasurer Kathi Meyer, Council President Pro Tem, Steamboat Springs; Past President Wade Troxell, Mayor, Fort Collins; Larry Atencio, Council Member, Pueblo; Kendra Black, Council Member, Denver; Cathie Brunnick, Mayor Pro Tem, Lone Tree; Barbara Bynum, Mayor, Montrose; Greg Caton, City Manager, Grand Junction; Sharon Craig, Trustee, Ignacio; A.J. Euckert, City Manager, Dacono; Dale Hall, Mayor Pro Tem, Greeley; John Kettling, Trustee, Deer Trail; Wynetta Massey, City Attorney, Colorado Springs; Christian Morgan, Town Manager, Kersey; Jessica Sandgren, Mayor Pro Tem, Thornton; Russell Stewart, Mayor, Cherry Hills Village; Darrin Tangeman, City Manager, Woodland Park.

Board members absent: Kathy Hodgson, City Manager, Lakewood; Ashley McMurray, Mayor Pro Tem, Hayden.

CML Staff members present: Kevin Bommer, Executive Director; David Broadwell, General Counsel; Morgan Cullen, Legislative and Policy Advocate; Brandy DeLange, Legislative and Policy Advocate; Meghan Dollar, Legislative and Policy Advocate; Courtney Forehand, Training and Marketing Specialist; Karen Rosen, Meetings and Events Planner; Heather Stauffer, Legislative and Policy Advocate; Sarah Werner, Engagement and Communications Manager; Laurel Witt, Associate Counsel; Allison Wright, Finance & Administration Manager; Dianne Backhus, Executive Assistant.

The meeting was called to order by President Hensley at 2:00 p.m. Attendance was taken and a quorum was established.

Wynetta Massey MOVED AND Kathi Meyer SECONDED THAT THE MINUTES FROM APRIL 24, 2020, BE APPROVED. The motion passed unanimously.

Allison Wright, Kevin Bommer, David Broadwell and Sarah Werner provided information on preparations for the virtual annual business meeting to be held on Thursday, June 25, 2020 at 10:00 a.m. CML voting procedures require that notification and the proposed agenda for the Annual Business Meeting be sent to all mayors, managers and clerks at least 30 days prior to the meeting. That distribution will take place on May 26, 2020, both by email and by hard copy to the clerks only. In addition, clerks will be sent a form through email for designating their municipality's voting delegate. A voting link with a unique identifier will be provided to each voting delegate after roll call at the Annual Business Meeting. Election of new Board members must occur during the annual meeting, as well as announcement of the 2021 dues and approval of the CML policy statement. In lieu of typical campaigning, each Board candidate will be asked to submit a 100-word statement, a headshot, and a two-minute video of themselves (can be via YouTube, Google, Drop Box, etc.) to be placed on the CML website. Sarah will be able to assist candidates as needed. Jessica Sandgren MOVED AND Kendra Black SECONDED A MOTION TO APPROVE THE VOTING PROCEDURES AND ELECTION RULES AS PRESENTED. The motion passed unanimously.

Laurel Witt presented information on a request for Amicus Curiae participation received by the legal department. It questions whether municipalities can rely on the common law "true object test" when administering sales and use tax ordinances, even without expressly codifying that doctrine in their own ordinances. Wynetta Massey MOVED and Dale Hall SECONDED A MOTION THAT CML PARTICIPATE IN THE AMICUS CURIAE.

The legislative update was introduced by Meghan Dollar. The legislature reconvened on Tuesday, May 26th, and one resolution raised concurrently in both houses was repeal of the Gallagher Amendment. This amendment has impacted municipalities in the past and will likely have an even more negative impact due to this year's collapse of the oil and gas industry in Colorado, limiting available school funding. The repeal would likely appear on the November ballot. No one has yet proposed a replacement for the Gallagher Amendment if it is repealed. Greg Caton MOVED AND Barbara Bynum seconded a MOTION THAT CML SUPPORT REPEAL OF THE GALLAGHER AMENDMENT. The motion failed to pass. A MOTION was then MADE by Kathi Meyer AND SECONDED by Wade Troxell THAT CML REMAIN NEUTRAL ON THE RESOLUTION TO REPEAL THE GALLAGHER AMENDMENT. The motion passed with two dissents.

Meghan noted that bills with no fiscal note and no opposition could potentially be passed this year, time permitting. However, some legislation meeting those parameters still may not go anywhere, and may be withdrawn by its sponsors. The legislative advocacy team will continue to work via phone, text and email, and though the legislators are back at the capitol, lobbyists will work mainly from the CML offices. Brandy DeLange reported on her monitoring of the Joint Budget Committee in their endeavors to cut \$3.7 billion from the state budget prior to presenting it to the legislature for approval. Meghan has encouraged CML members to contact her or any of the legislative advocates directly to determine current status of any bills.

The next Executive Board meeting will be held June 26, 2020, at 10:00 a.m., the day after the CML Annual Conference. It will again be a virtual meeting, and the access information, agenda and meeting materials will be emailed to board members (including those newly elected) prior to the meeting.

Bob Widner MOVED AND Kathi Meyer SECONDED THAT THE MEETING BE ADJOURNED. The motion passed unanimously, and the meeting adjourned at 3:30 p.m.

Respectfully submitted,

Kathi Meyer
Secretary/Treasurer